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December 11, 2013

BY FEDERAL EXPRESS AND ELECTRONIC DELIVERY

Ms. Stephanie Vaughn
ATTN: Lower Passaic River Remedial Project Manager
Emergency and Remedial Response Division
U.S. Environmental Protection Agency, Region II
290 Broadway- 19th Floor
New York, New York 10007

Re: Notice of Dispute Resolution Pursuant to the Dispute Resolution Provisions of the
Administrative Settlement Agreement and Order on Consent for Remedial Investigation
and Feasibility Study, U.S. EPA Region II,
CERCLA Docket No. 02-2007-2009, effective May 8, 2007

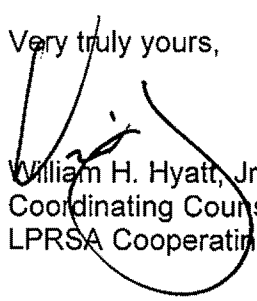
Dear Ms. Vaughn:

This letter is written on behalf of the Settling Parties who are signatories to the above-referenced Administrative Settlement Agreement and Order on Consent for Remedial Investigation and Feasibility Study (RI/FS Settlement Agreement).

On November 27, 2013, EPA notified the Settling Parties that it did not approve the Carp Harvest Pilot Study Addendum that the CPG proposed to the Quality Assurance Project Plan submitted September 11, 2013. Pursuant to Section XV of the RI/FS Settlement Agreement, Settling Parties hereby invoke dispute resolution as to the EPA's rejection of this work, which the CPG believes should be part of the RI/FS Settlement Agreement. Furthermore, the CPG has repeatedly requested an opportunity to meet and/or discuss with EPA the reasoning behind inclusion of this work in the RI/FS Settlement Agreement. The CPG's requests have thus far been denied.

As you know, pursuant to Section 39(c) of the RI/FS Settlement Agreement, the Settling Parties have the right to identify and propose the need for additional information. The Settling Parties request that EPA schedule a meeting pursuant to Paragraph 64 of the RI/FS Settlement Agreement for the purpose of discussing an amicable resolution of this matter without having to complete the full dispute resolution process.

Very truly yours,


William H. Hyatt, Jr.
Coordinating Counsel
LPRSA Cooperating Parties Group

cc: Eric Schaaf, Esquire
Sarah Flanagan, Esquire
Walter Mugdan
Raymond Basso